

## APPLICATION FOR PERMIT

Serial No. 4147

## TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Rate of first receipt and filing in State Engineer's office SEP 13 1916  
Returned to applicant for correction \_\_\_\_\_  
Corrected application filed \_\_\_\_\_

The undersigned Dominico Cerutti & Peter Cerutti,  
Name of applicant.  
of Eureka, County of Eureka,  
State of Nevada, hereby make application for  
permission to appropriate the public waters of the State of Nevada,  
as hereinafter stated. (If applicant is a corporation give date and  
place of incorporation.) \_\_\_\_\_

1. The source of the proposed appropriation is Allison Creek,  
Name of stream, lake, or other source.
2. The amount of water applied for is two second-feet.  
One second-foot equals 40 miners' inches.
3. The water to be used for Irrigation, Stock and domestic purposes.  
Irrigation, power, mining, manufacturing, domestic, or other use.
4. The water is to be diverted from its source at the following  
point: This is an application to change point of diversion, etc.  
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land it should be so stated  
See supplemental sheet.

## IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is \_\_\_\_\_
- (b) Description of land to be irrigated \_\_\_\_\_  
Describe by legal subdivision, or if on unsurveyed land it

should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Irrigation will begin about \_\_\_\_\_ and end about \_\_\_\_\_  
Month.  
\_\_\_\_\_, of each year.  
Month.

## IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is \_\_\_\_\_ horse power.
- (e) Works to be located \_\_\_\_\_  
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.
- (f) Point of return of water to stream \_\_\_\_\_  
Describe in same manner as point of diversion.
- (g) Remarks \_\_\_\_\_

## DESCRIPTION OF PROPOSED WORKS

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \_\_\_\_\_

6. Estimated time required to construct works \_\_\_\_\_

7. Remarks \_\_\_\_\_

For use of applicant.

\_\_\_\_\_, Applicant:

By \_\_\_\_\_

Compared \_\_\_\_\_

This sheet inspected \_\_\_\_\_

\_\_\_\_\_, Engineer.

## APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed \_\_\_\_\_ cubic feet per second.

Actual construction work shall begin on or before \_\_\_\_\_

Proof of commencement of work shall be filed before \_\_\_\_\_

Work must be prosecuted with reasonable diligence and be completed on or before \_\_\_\_\_

Application of water to beneficial use shall be made on or before \_\_\_\_\_

Proof of the application of water to beneficial use must be filed with State Engineer on or before \_\_\_\_\_

WITNESS MY HAND AND SEAL this \_\_\_\_\_ day

Cancelled, DEC 23 1916, because of failure to file certificate within statutory time.

of \_\_\_\_\_

*W. M. Kearney*  
State Engineer.

\_\_\_\_\_  
State Engineer.

ORIGINAL.

APPLICATION FOR PERMISSION TO CHANGE THE POINT  
OF DIVERSION, MANNER OF USE, POINT OF USE

Date of first receipt and filing in State Engineer's office SEP 13 1916  
Returned to applicant for correction, SEP 26 1916

TO THE HONORABLE STATE ENGINEER OF THE STATE OF NEVADA,  
CARSON CITY, NEVADA:

The undersigned, Dominico Cerutti & Peter Cerutti, whose postoffice address is Eureka, County of Eureka, State of Nevada, hereby makes application to the Honorable State Engineer for permission to change the place of use of the waters of Allison Creek, in said Eureka County, which have been heretofore appropriated and used by him as hereinafter stated, and in that behalf shows:

FIRST-That your applicant and his predecessors in interest have for over 30 years, next last past, beneficially used and appropriated all of the waters of said Allison Creek, and during all of said period have, by means of dams and ditches, conveyed all of said waters upon lands occupied, possessed and cultivated by them and there used the same for the purpose of irrigation on said lands, and for raising crops of grain and other farm products thereon, and for stock watering and domestic purposes.

SECOND-That said lands so possessed, cultivated and irrigated by them are situated along and near Allison Creek, and, as nearly as can be ascertained, are in Sec. 24, Tp. 17 N.R. 49, and Secs. 19, 30 and 29 of Twp. 17 N.R. 50 E. M.D.B. & M. and the points of diversion at which said waters have been so diverted by said dams and ditches are situated along said Allison Creek, in said subdivisions.

THIRD-That said Allison Creek runs over and across the the above named sections.

FOURTH-That said user of said waters by applicant and his predecessors, have during all of said period of over 30 years, been open, notorious, under claim of right, adversely to all the world, and prior to all persons, and that applicant now has, and owns the exclusive prior right to the use of all of the waters of said Allison Creek.

FIFTH- That applicant desires to change his place of use of the waters of said Allison Creek, and to divert said waters at a point in the N $\frac{1}{2}$  of Sec 30 and the N $\frac{1}{2}$  of Sec 29, Twp. 17 N.R. 50 E. M.D.B. & M. and by means of dams, reservoirs, ditches and channels to convey said waters of said Allison Creek, and the whole thereof, being approximately two cubic feet per second, to and upon the following described lands:  
S $\frac{1}{4}$  of SW $\frac{1}{4}$  of Sec. 19, NE $\frac{1}{4}$  of NW $\frac{1}{4}$  and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Sec. 30, and N $\frac{1}{2}$  of NW $\frac{1}{4}$  and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Sec. 29, Twp. 17 N.R. 50 E. M.D.B. & M. comprising 348.15 acres, and to there make use of all the said waters to irrigate the said last mentioned lands and to raise crops of produce thereon, and for stock watering and domestic purposes.

SIXTH-That to accomplish said purpose, applicant has constructed a dam and reservoir in said Allison Creek, and has constructed ditches therefrom, for the purpose of conveying, and by means of which he desires to convey all of said waters across the lands above described thence by \_\_\_\_\_ of, \_\_\_\_\_ to and thence by \_\_\_\_\_ and ditches to be constructed therefrom to convey all of said waters to and upon the lands described in paragraph five above.

WHEREFORE, your applicant prays that such change in the point of use and diversion and in the description thereof may be authorized by the Honorable State Engineer, and that said officer take such measures respecting publication and other matters relating thereto, as may be required by the Statutes in such case made and provided.

Dominico Cerutti and Peter Cerutti,  
By Dominico Cerrutti,  
Their Attorney in Fact.  
Attorney for \_\_\_\_\_

State of Nevada } ss.  
County of Eureka }

I, Dominico Cerutti, being first duly sworn deposes and says: That he is the attorney in fact for Dominico Cerutti and Peter Cerutti who are applicants whose names are subscribed to the foregoing application for change of place of use of the waters of the Allison Creek; that he has read the foregoing application and knows the contents thereof and that the same is true.  
Dominico Cerrutti,

(SEAL) Subscribed and sworn to before me this 11th day of September,  
A.D. 1916

N.P. Morgan  
Notary Public in and for the County of Eureka,  
State of Nevada.

My Commission expires Dec. 26, 1918., 19

